



May 5, 2016

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Re: CC Docket 02-33- Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by
Henderson Cooperative Telephone Company (dba Mainstay Communications) (Study Area 371559)

Dear Ms. Dortch:

Pursuant to the Commission's *Wireline Broadband Order*, Henderson Cooperative Telephone Company (dba Mainstay Communications) hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016, Henderson Cooperative Telephone Company plans to offer wireline broadband internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in blue ink that reads "Matt Friesen".

Matt Friesen
General Manager

Ms. Marlene Dortch, Secretary
Federal Communications Commission
May 5, 2016
Page 2

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service
Effective July 1, 2016

Henderson Cooperative Telephone Company (dba Mainstay Communications)
(STUDY AREA 371559)
1000 N Main St, PO Box 487
Henderson, NE 68371
Telephone: (402) 723-4448

CC Docket No. 02-33

May 5, 2016

Henderson Cooperative Telephone Company hereby provides notice that it intends to cease offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016, Henderson Cooperative Telephone Company will begin offering wireline broadband internet access service on a Title II, common carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order.¹ The geographic area affected is the study area of Henderson Cooperative Telephone Company which consists of one exchange.

Today, this service is provided to Tri-Rural TV, Inc., an Internet Service Provider (ISP), and wholly owned subsidiary of Henderson Cooperative Telephone Company. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by Henderson Cooperative Telephone Company. As stated in the attached customer notice, Henderson Cooperative Telephone Company will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a new agreement under the terms and conditions of our DSL Service Guide. DSL service will be made available under the terms and conditions of the DSL Service Guide in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in their broadband internet service sold to consumers.

Effective July 1, 2016, Henderson Cooperative Telephone Company will make its wireline broadband internet access service available on a permissive detariffed, common carriage basis through posting of rates, terms and conditions on our company website (www.mainstaycomm.net) and in printed copy during normal business hours at the Henderson Cooperative Telephone Company business office located at 1000 North Main Street, Henderson, NE 68371.

¹See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005). FCC 05-150 (rel. September 23, 2005), (Wireline Broadband Order).

CERTIFICATE OF SERVICE

I, Matt Friesen, General Manager do certify that I have, on this 5th day of May, 2016:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Governor Pete Ricketts
Office of the Governor
PO Box 94848
Lincoln, NE 68509-4848

Secretary of Defense
Attn: Special Assistant for Telecommunications
PENTAGON
Washington, DC 20301

2. Served via electronic filing a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Nebraska Public Service Commission
Attn: Telecommunications Division
The Atrium, 1200 N Street, #300
Lincoln, NE 68508

Dale Anson
NECA
Manager – Member Service
14515 F Street
Omaha, NE 68137

3. Served via paper a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Tri-Rural TV, Inc.
PO Box 708
Henderson, NE 68371



May 5, 2016

Tri-Rural TV, Inc.
PO Box 708
Henderson, NE 68371

Re: CC Docket 02-33 - Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Henderson Cooperative Telephone Company (dba Mainstay Communications) (Study Area 371559)

Dear Valued Customer:

Our records indicate that Tri-Rural TV, Inc. is currently purchasing wholesale broadband transport services from Henderson Cooperative Telephone Company (dba Mainstay Communications) under NECA Tariff No. 5 ("Tariff"). This letter is to advise you that Henderson Cooperative Telephone Company (study area 371559) will discontinue provisioning service on July 1, 2016, pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until the end of your term or until replaced by a new agreement with the rates, terms and conditions contained in our DSL Service Guide.

The rates, terms and conditions of the DSL Service Guide will be available on our company website (www.mainstaycomm.net) and in printed copy during normal business hours at the Henderson Cooperative Telephone Company business office located at 1000 North Main Street, Henderson, NE 68371.

The actions described above are taken in accordance with the FCC's Report and Order (FCC 05-150) released September 23, 2005 in Docket No. 02-33. In this order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

No action is necessary on your part. However, if you have any questions, please feel free to contact me.

Sincerely,

Matt Friesen
General Manager